

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Prohibition and Excise Department – Allegations of corruption and possession of disproportionate assets to his known sources of income – Initiation of disciplinary proceedings against Smt. Kothapalli Saraswathi, Staff Nurse, at PHC, Mudireddipalli, Chittoor District under Rule 20 of A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 – Articles of Charges – Issued.

REVENUE (VIGILANCE-IV) DEPARTMENT

G.O.Rt.No.60

Dated.13-01-2023.
Read the following:-

1. From the D.G., ACB, Lr. C.No.02/RE-TCD/2018,S-7, dt. 25.08.2021.
2. Govt. Memo. No. REV01-CPE0BCLV(ACBC)/1/2022-VIG-IV, dt.22.02.2022.
3. G.O.Rt.No.58, Revenue (Vigilance-IV) Department, dt.13.01.2023.

ORDER:

In continuation of orders issued under Rule 24 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 in the reference 3rd read above, it is considered necessary to hold an enquiry against Smt. Kothapalli Saraswathi, Staff Nurse, at PHC, Mudireddipalli, Chittoor District in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Smt. Kothapalli Saraswathi, Staff Nurse, at PHC, Mudireddipalli, Chittoor District is directed to submit her written statement of defence within 10 days of the receipt of this order.

4. Smt. Kothapalli Saraswathi, Staff Nurse, at PHC, Mudireddipalli, Chittoor District is informed that, an inquiry will be held only in respect of that article of charges which are not admitted. She should therefore specifically admit or deny each article of charges.

5. Smt. Kothapalli Saraswathi, Staff Nurse, at PHC, Mudireddipalli, Chittoor District is further informed that, if she does not submit his written statement of defence on or before the date specified in Para-3 above further action will be processed based on the material available.

6. Attention of Smt. Kothapalli Saraswathi, Staff Nurse, at PHC, Mudireddipalli, Chittoor District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

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7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Smt. Kothapalli Saraswathi, Staff Nurse, PHC, Mudireddipalli, Chittoor District
(through the Regional Director of Medical & Health Services, Kadapa)

The Regional Director of Medical & Health Services, Kadapa.

Copy to:-

The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.

The APVC, 5th Block, AP Secretariat, Velagapudi.

SF/SC

//FORWARDED:: BY ORDER//

R. Vijay Keshav
SECTION OFFICER

ANNEXURE-I**STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SMT. KOTHAPALLI SARASWATHI, 46 YEARS, W/O BUPUR THIMMARAYUDU, STAFF NURSE, PHC, MADIREDDYPALLI, CHITTOOR DISTRICT.**

That Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu, Staff Nurse, PHC Madireddypalli, Chittoor District (here-in-after referred to as Government Servant) while functioning as such during the period from 11-03-2002 to 31-12-2017, she committed grave misconduct in as much as:

Article-1:

That the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu has failed to submit Annual Property Returns to the competent authority during her entire service.

Article-2:

That the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu has not obtained prior permission for purchasing the house plot to an extent of 266.66 Sq. Yds. At Ranga Swamy Nagar, Anantapur Town in her name and the 75 cents of agricultural land at Kurugunta Village fields of Anantapur District in her name.

Thus, the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu, Staff Nurse, PHC Madireddypalli, Chittoor District by her above mentioned acts has exhibited a lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rules 9 (1) and 9 (7) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu had rendered herself liable for Departmental Action for a major penalty.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

R. Vijay Kumar
SECTION OFFICER

ANNEXURE-II**STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOR IN RESPECT OF THE ARTICLE OF CHARGES FRAMED AGAINST SMT. KOTHAPALLI SARASWATHI, 46 YEARS, W/O BUPUR THIMMARAYUDU, STAFF NURSE, PHC. MADIREDDYPALLI, CHITTOOR DISTRICT.**

Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu is a native of Mulakanuru Village, Kambaduru Mandal, Anantapur District. Her date of birth is 01.06.1972. She entered into Govt. service on 11.03.2002 as a Staff Nurse and worked at CHC, Bangarupalem of Chittoor District up to July 2009. Presently she is working as a Staff Nurse in PHC Madireddypalli, Chittoor District since 17.07.2009. She is drawing a basic pay of Rs. 42,490/- as of 04.01.2018 with a scale of pay Rs. 28,940-78,910/-. Her superannuation is on 30.06.2034 (62 Years). She is here-in-after referred to as Government Servant.

Brief Facts of the allegations:

1. The husband of the Government Servant Sri Bupur Thimmarayudu is working as a Store Officer at IML Depot in Excise Depot, near RTC Work Shop, Kadapa is pressurizing the licensees of wine shops who arrives at the depot for purchase of stocks to pay huge amount as a bribe.
2. The husband of the Government Servant Sri Bupur Thimmarayudu is having assets disproportionate to the known sources of income and is having several house plots, two motor cars, and a big three stored house at 2nd Road, Anantapur, worth Rs. 6 crores.
3. Several complaints were filed against the husband of the Government Servant Sri Bupur Thimmarayudu to his superiors, but no action has been taken so far.
4. The husband of the Government Servant Sri Bupur Thimmarayudu is warning the licensees and threatening that he will lodge a complaint under SC/ST Atrocities Act if anybody complains against him.

In this regard, as per the orders of the Director-General, Anti-Corruption Bureau, Regular Enquiry was conducted against the husband of the Government Servant vide Rc.No. 02/RE-TCD/2018 and it reveals that he was enlisted as an Instrumental Mechanic Operator and worked at Somaladoddi of Anantapur District up to 1990. He worked as an Assistant Store Officer from August 1990 to July 2006 in IML Depot, Chittoor, from July 2006 to November 2009 in Kadapa District and from November 2009 to October 2011 in Chittoor District. He was promoted as Store Officer on 10.10.2011 and worked in the IML Depot, Chittoor up to 12.07.2012, from 10.07.2012 to 30.11.2017 at Kadapa and presently working at IML Depot, Nandyal of Kurnool District since 04.12.2017.

Charge-1:

That the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu has failed to submit Annual Property Returns to the competent authority her entire service.

Facts and Evidence:

As per the reply furnished by Dr. K. Rajanna, MBBS, Medical Officer, Primary Health Centre, Madireddypalli, Chittoor District vide Rc.No. 75/PHC/MRP/201819, Dt. 04.01.2018, the Government Servant Smt. Kothapalli Saraswathi, Staff Nurse failed to submit her Annual Property Statements to the competent authority during her entire service.

Hence, the allegation is substantiated.

Thus, the Government Servant Smt. Kothapalli Saraswathi, Staff Nurse by the above said acts contravened Rules 9 (7) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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Charge-2:

That the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu has not obtained prior permission for purchasing the house plot to an extent of 266.66 Sq. Yds. at Ranga Swamy Nagar, Anantapur Town in her name and the 75 cents of agriculture land at Kurugunta Village fields of Anantapur District in her name.

Facts and Evidence:

As per the reply furnished by Dr. K. Rajanna, MBBS, Medical Officer, Primary Health Centre, Madireddypalli, Chittoor District vide Rc.No. 75/PHC/MRP/201819, Dt. 04.01.2018, the Government Servant Smt. Kothapalli Saraswathi, Staff Nurse has not obtained prior permission and not given intimation to the Competent authority to purchase of assets. But the Government Servant Smt. Kothapalli Saraswathi, Staff Nurse has purchased a house plot to an extent of 266.66 Sq. yds. at Ranga Swamy Nagar, Anantapur Town in her name vide Regd. Doc. No. 5418/2006 of the SRO, Anantapur (RO), Dt. 15.04.2006 for Rs. 6,00,000/- and also purchased 75 cents of Agricultural land at Kurugunta Village fields of Anantapur District on 07.02.2013 in her name vide Regd. Doc. No. 1304/2013 of the SRO, Anantapur (RO), Dt. 07.02.2013 for Rs. 75,000/-. Further, the Government Servant Smt. Kothapalli Saraswathi, Staff Nurse has not informed the same to the Govt. and not shown in the Annual Property Returns.

Hence, the allegation is substantiated.

Thus, the Government Servant Smt. Kothapalli Saraswathi, Staff Nurse by the above said acts contravened Rules 9 (1) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus, the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu, Staff Nurse, PHC, Madireddypalli, Chittoor District, by her abovementioned acts exhibited a lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rules 9 (1) and 9 (7) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus, the Government Servant Smt. Kothapalli Saraswathi, W/o Bupur Thimmarayudu had rendered herself liable for Departmental Action for a major penalty.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

R. Vijay Kumar
SECTION OFFICER

ANNEXURE-III**LIST OF WITNESSES**

1. The Chief Manager, APSBCL, IML Whole Sale Depot, Kadapa.
2. The Manager, AP State Beverages Corporation Ltd., IMFL Depot, Pandipadu, Kurnool.
3. Dr. K.Rajanna, MBBS, Medical Officer, Primary Health Centre, Madireddypalli, Chittoor District.
4. Sri K. Ramachandra, Inspector of Police, ACB, Kadapa.
5. Sri T. Reddeppa, Inspector of Police, ACB, Kadapa.
6. Sri P. Kanjakshan, Deputy Supdt. of Police, ACB, Tirupati Range, FAC Kadapa Range.

If any other witness is found to be relevant will be produced at the time of enquiry.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

R. Vijay Kishore
SECTION OFFICER

ANNEXURE-IV**LIST OF DOCUMENTS**

1. Rc.No. APSBCL/IMLD/KDP/ACB/2017-18/344, Dt. 03.01.2018 of the Chief Manager, APSBCL, IML Whole Sale Depot, Kadapa.
2. Reply Ref. No. and Dt. Nil furnished by the Manager, AP State Beverages Corporation Ltd., IMFL Depot, Pandipadu, Kurnool.
3. Rc.No.75/PHC/MRP/201819, Dt. 04.01.2018 of Dr. K. Rajanna, MBBS, Medical Officer, Primary Health Centre, Madireddypalli, Chittoor District.
4. Doc. No:5418/2006 and Doc. No:1304/2013 of SRO, Anantapur dated 15-04-2006 and 07-02-2013 respectively.

If any record / other Document is found to be relevant will be produced at the time of enquiry.

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

R. Vijay Kishore
SECTION OFFICER